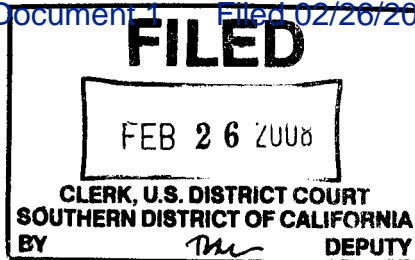


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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

'08 MJ 8175

UNITED STATES OF AMERICA ) Magistrate Case No.:  
 )  
Plaintiff, ) COMPLAINT FOR VIOLATION OF  
 )  
v. ) 21 U.S.C. § 952 and 960  
 ) Importation of a Controlled  
Julian MIRANDA ) Substance (Felony)  
 )  
Defendant. )

The undersigned complainant being duly sworn states:

That on or about February 25, 2008, within the Southern District of California, defendant Julian MIRANDA, did knowingly and intentionally import approximately 31.56 kilograms (69.43 pounds) of marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Section 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Renato Gates Special Agent  
U. S. Immigration & Customs  
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 26<sup>th</sup> DAY OF February 2008.

PETER C. LEWIS  
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.  
Julian MIRANDA

3 STATEMENT OF FACTS

4 This complaint is based on the reports, documents, and notes furnished to U. S. Immigration  
5 and Customs Enforcement (ICE) Special Agent Renato Gates.

6 On February 25, 2008, at approximately 0220 hours, Julian MIRANDA, registered owner and  
7 sole occupant driver of a 2005 Chevy Impala bearing California license plate 6APK690 entered the  
8 United States from the Republic of Mexico via the Calexico, CA West Port of Entry.

9 Customs & Border Protection Officer (CBPO) M. Huerta made contact with MIRANDA as  
10 he applied for entry into the United States. MIRANDA had nothing to declare and said he was going  
11 home to Brawley. MIRANDA told CBPO Huerta he was the owner of the vehicle. The defendant  
12 and vehicle were referred to the Vehicle Secondary Lot for further inspection.

13 CBPO J. Carp approached the Chevy Impala and received a negative oral Customs  
14 declaration from the driver MIRANDA. CBPO Carp asked MIRANDA about the vehicle he was  
15 driving and MIRANDA said has owned the vehicle for 6 months. MIRANDA said he was in  
16 Mexicali, Mexico visiting his father and was in possession of his vehicle during his visit in Mexico.  
17 MIRANDA said he was going back home to Brawley.

18 CBPO C. Jones utilized his Human and Narcotic Detector Dog (HNDD) to screen the Chevy  
19 Impala. CBPO Jones' HNDD alerted to the vehicle and responded by sitting. CBPO Jones informed  
20 CBPO Carp of the alert.

21 CBPO Carp conducted a pat down search of MIRANDA. MIRANDA informed CBPO Carp  
22 he concealed narcotics within his shoes. CBPO Carp discovered 2.6 grams of marijuana and 0.40  
23 grams of methamphetamine in MIRANDA's shoes. CBPO Carp conducted a search of the vehicle  
24 which revealed 22 packages concealed within a specially built compartment located in the  
25 dashboard. The approximate weight of the packages was 31.56 kilograms (69.43 pounds). CBPO  
26 Carp probed one of the packages, producing a green leafy substance, which field-tested positive for  
27 marijuana.  
28